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6 Attorneys for Plaintiff
UNITED STATES OF AMERICA
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8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA

10
11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 EVAN S. BARTON,
15 Defendant.
16

Case No. 1:23-po-00117-SAB

MOTION AND ORDER FOR DISMISSAL
WITHOUT PREJUDICE

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18 The United States of America, by and through Phillip A. Talbert, United States Attorney, and
19 Jeffrey A. Spivak, Assistant United States Attorney, pursuant to Rule 48(a) of the Federal Rules of
20 Criminal Procedure, moves to dismiss this case in the interest of justice without prejudice.

21 DATED: February 14, 2024

Respectfully submitted,

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23 PHILLIP A. TALBERT
United States Attorney

24 By: /s/ Jeffrey A. Spivak
JEFFREY A. SPIVAK
Assistant U.S. Attorney
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ORDER

IT IS HEREBY ORDERED that this case is dismissed in the interest of justice without prejudice.

IT IS SO ORDERED.

Dated: February 14, 2024

A handwritten signature in blue ink, appearing to read "J. A. Be", is written over a horizontal line.

UNITED STATES MAGISTRATE JUDGE